



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

Ref: 8ENF-L

February 7, 2011

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph G. Middleton
Temkin Wielga & Hardt
1900 Wazee Street, Suite 303
Denver, Colorado 80202

RE: Gilt Edge Mine Site, Lawrence County, South Dakota
Request for Information, CoCa Mines, Inc.
Confidential Business Information Claim

Dear Mr. Middleton:

The United States Environmental Protection Agency (EPA) has authorized Eisenstein-Malanchuk, LLP, under Contract No. EP-W-07-079 (Contract), to review information submitted to EPA under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. §9601 *et seq.*, by potentially responsible parties, insurance companies and/or insurance brokers. Some of this information may have been claimed or determined to be confidential business information (CBI) in accordance with Title 40 of the Code of Federal Regulations (CFR) Part 2. Under the Contract, Eisenstein-Malanchuk will provide advice to EPA in connection with insurance issues arising in Superfund cases.

Pursuant to EPA regulations at 40 CFR Part 2, Subpart B, EPA has determined that Eisenstein-Malanchuk requires access to insurance related documents claimed as CBI by you in your January 24, 2011, response to an EPA request for information in connection with the referenced site. These regulations provide for notice to the party claiming confidentiality and a reasonable time (not less than 5 days) for the party to submit comments before EPA contractors are given access to these documents. This letter serves as that notice and starts the five (5) day comment period. If this time frame is not adequate, please call me as soon as possible.

The Eisenstein-Malanchuk team is required by contract to protect confidential information, and EPA has evaluated and approved Eisenstein-Malanchuk security measures.

When Eisenstein-Malanchuk has completed its review of the documents, Eisenstein-Malanchuk will return the documents to EPA upon request.

If you have any questions, please contact me at (303) 312-6904.

Sincerely,

A handwritten signature in cursive script, appearing to read "Andrea Madigan", followed by a long horizontal flourish.

Andrea Madigan
Enforcement Attorney



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JOSEPH G. MIDDLETON TEMKIN WAZEE & HARDT 1900 WAZEE STREET, SUITE 303 DENVER, COLORADO 80202	
PS Form 3800, August 2005 See Reverse for Instructions	

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